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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

WILLIAM O'BRIEN,

Plaintiff,

-against-

: No. CV-07-10437 (LTS)

UNITED PARCEL SERVICE INC.,

Defendant

STIPULATION

Plaintiff, William O'Brien, and Defendant, United Parcel Service, Inc., by and through their undersigned counsel, who are duly authorized to enter into this STIPULATION, hereby agree as follows:

The time for the Defendant to serve its response to the Complaint is extended to January 31, 2008;

Defendant will not raise any defenses relating to sufficiency of service.

The parties will notify the Court of this STIPULATION and will file said STIPULATION with the Court.

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Filed 12/20/2007 Page 2 of 2

Dated: New York, New York December 18, 2007

GABOR & GABOR

By:

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So Ordered:

United States District Judge